

South Dakota Department of Health
Notice of Public Hearing to Adopt Rules

A public hearing will be held in the Health Lab Building, large conference room, 615 East 4th Street, Pierre, South Dakota, 57501, on May 13, 2008, at 10:00 a.m., to consider the adoption and amendment of proposed rules numbered:

44:02:02:00, 44:02:02:03, 44:02:02:05, 44:02:02:08, 44:02:02:10 to 14,
44:02:02:17 to 20, 44:02:02:22, 44:02:02:25, 44:02:05:01, 44:02:05:04 to 06,
44:02:05:08 to 13, 44:02:05:15, 44:02:05:17, 44:02:05:18, 44:02:05:22,
44:02:05:25, 44:02:05:26, 44:02:06:01, 44:02:06:02, 44:02:06:04 to 06,
44:02:06:08 to 11, 44:02:06:13, 44:02:06:15, 44:02:06:17 to 19, 44:02:06:21,
44:02:08, inclusive

The effect of the rules will be to implement health, safety and sanitation requirements for the vacation home lodging category. The Department of Health regulates all facilities that offer lodging to two or more transient guest for less than 28 consecutive days. These rules were written to assure that safe and sanitary facilities are offered to the traveling public.

The reason for adopting the proposed rules is to update the current rules that cover the present lodging categories and also to establish new rules for the vacation home category which was passed during the 2008 legislative session. Vacation home facilities are currently being licensed as specialty resorts. The new rules which are less intrusive on the industry have been developed to better fit this lodging category.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Department of Health, 600 East Capitol Avenue, Pierre, South Dakota, 57501. Material sent by mail must reach the Department of Health by May 23, 2008, to be considered.

After the hearing, the Department of Health will consider all written and oral comments it receives on the proposed rules. The Department of Health may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Department of Health at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3361.

Copies of the proposed rules may be obtained without charge from the following address or at the Health Department website: <http://doh.sd.gov/News>

South Dakota Department of Health
600 East Capitol Avenue
Pierre, South Dakota 57501